

**THE CARLSBAD CITY COUNCIL  
WELCOMES YOUR PARTICIPATION**

**SEPTEMBER 26, 2006 AGENDA**

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**CITY COUNCIL  
And  
MUNICIPAL WATER DISTRICT  
And  
HOUSING AND REDEVELOPMENT COMMISSION**

**TO SPEAK TO COUNCIL AT TONIGHT'S MEETING:**

1. For Public Hearings it is not necessary to fill out a "Speaker Card". For all other items, fill out a "Speaker Card".
  - a. For items listed on the agenda (including Consent Calendar), there is a five (5) minute time limit on individual speakers.
  - b. For items not listed on the agenda (Public Comment), there is a three (3) minute time limit on individual speakers.
2. Before the item is heard, place the card in the clear tray marked Speaker Slips. It is located on the wall adjacent to the Deputy City Clerk.
3. When called by the Mayor, come forward and begin by stating your name and address.

**OTHER INFORMATION:**

- Citizens may have an item listed on a future agenda by submitting a letter to the City Manager. Unless the Mayor, with the consent of the Council, otherwise directs, such presentations shall be limited to ten (10) minutes.
- It is Council's policy to adjourn meetings no later than 10:00 P.M.
- Persons with a disability may request an agenda packet in appropriate alternative formats as required by the Americans with Disabilities Act of 1990 by contacting the City Manager's office at (760) 434-2821. All persons requiring reasonable accommodations or auxiliary aids in order to effectively participate in the meeting may contact the City Manager's office by noon on the Monday preceding the meeting to make such arrangements.

[RETURN TO HOME PAGE](#)

CALL TO ORDER: 6:00 P.M.

ROLL CALL:

PRESENTATIONS:

Proclamation Presentation in Recognition of Financial Planning Week,  
October 2-8, 2006.

**CONSENT CALENDAR:** *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

**WAIVER OF ORDINANCE TEXT READING:**

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

**PLEASE NOTE: SOME AGENDA BILLS MAY TAKE SEVERAL MINUTES TO BE DISPLAYED.**

1. **AB #18,738 – DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM.**

Adopting Resolution No. 2006-281, approving the DBE Race-Neutral Implementation Agreement for Local Agencies Exhibit 9-A and, which supercedes the existing DBE Program in City Council Policy Statement No. 67; and,  
Adopting Resolution No. 2006-282, designating the Public Works Director as the signature authority for the City of Carlsbad's DBE Annual Submittal Form Exhibit 9-B.

COUNCIL

ACTION:

2. **AB #18,739 – TRANSFER OF FUNDS.**

Adopting Resolution No. 2006-283, authorizing the transfer of Council Contingency funds to fund the Technology Associates International Corporation (TAIC) agreement for biological services for one year.

COUNCIL

ACTION:

3. **AB #18,740 – REPORT ON CITY INVESTMENTS.**

Accepting the City Treasurer's report on City investments as of August 31, 2006.

COUNCIL

ACTION:

4. **AB #18,741 – NOTICE OF COMPLETION.**

Adopting Resolution No. 2006-284, accepting HMS Construction, Inc.'s, construction of the El Camino Real Traffic Signal Improvements at Hosp Way, Marron Road, and Plaza Drive as complete, and directing the City Clerk to record the Notice of Completion, Project No. 3899-1.

COUNCIL

ACTION:

## CONSENT CALENDAR (Continued)

5. [AB #18,742 – NOTICE OF COMPLETION.](#)

Adopting Resolution No. 2006-285, accepting Orion Construction Corporation's construction of the North Batiquitos Interceptor, Reach 6 (Sea Cliff Sewer) Access Hole Replacements as complete, and directing the City Clerk to record the Notice of Completion, Project No. 9001-1.

COUNCIL

ACTION:

6. [AB #18,743 – APPROPRIATE ADDITIONAL FUNDS.](#)

Adopting Resolution No. 2006-286, appropriating additional funds from the General Fund to complete the 2005 winter storm emergency repairs at Agua Dulce Court.

COUNCIL

ACTION:

In conformance with the Brown Act, no Council action can occur on items presented during Public Comment.

**PUBLIC COMMENT** A total of 15 minutes is provided so members of the public can address the Council on items that are not listed on the Agenda. Speakers are limited to three (3) minutes each. If you desire to speak during Public Comment, fill out a SPEAKER CARD and place it in the clear tray on the wall adjacent to the Deputy City Clerk. If there are more than five (5) speakers, the remaining speakers will be heard at the end of the agenda just prior to Council Reports.

When you are called to speak, please come forward and state your name and address.

## **PUBLIC HEARINGS:**

7. [AB #18,744 – LA COSTA OAKS NORTH NEIGHBORHOODS 3.1, 3.3, 3.4, AND 3.5.](#)

To consider approval of three Tentative Tract Maps and three Planned Development Permits for 283 residential lots and 7 open space lots for La Costa Oaks North Neighborhoods 3.1, 3.3, 3.4 and 3.5 in the Villages of La Costa Master Plan, located west of Rancho Santa Fe Road, south of Melrose Drive and north of Cadencia Street in Local Facilities Management Zone 11, CT 05-14, PUD 05-11, CT 05-15, PUD 05-12, CT 05-16, PUD 05-13.  
Resolution No. 2006-287.

COUNCIL

ACTION:

PUBLIC HEARINGS (Continued)

8. [AB #18,745 – FIRE STATION NUMBER SIX \(6\).](#)

To consider granting a Zone Change from Planned Community (P-C) to One Family Residential, minimum 20,000 square foot lot size (R-1-20,000) for a 0.5 acre City-owned vacant site at 7201 Rancho Santa Fe Road, approximately 0.5 miles south of San Elijo Road in Local Facilities Management Zone 11, ZC 05-12; and,

To consider amending the La Costa Master Plan by removing a 0.5 acre City-owned parcel identified as Assessor's Parcel Number 223-617-24, located at 7201 Rancho Santa Fe Road approximately 0.5 miles south of San Elijo Road in Local Facilities Management Zone 11, MP 149(U); and,

To consider adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and approving a Zone Change and a Master Plan Amendment for the Fire Station No. 6 Project.

Introduction of Ordinance Nos.NS-817 and NS-818.

Resolution No. 2006-288.

COUNCIL

ACTION:

**ADJOURNMENT TO THE CARLSBAD MUNICIPAL WATER DISTRICT MEETING**

**CITY OF CARLSBAD**  
**MUNICIPAL WATER DISTRICT MEETING**

**AGENDA**

**Special Meeting**

**September 26, 2006**

**6:00 P.M.**

CALL TO ORDER:

ROLL CALL:

**CONSENT CALENDAR:** *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

**WAIVER OF ORDINANCE TEXT READING:**

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

1. [AB #618 – WATER PURCHASE AGREEMENT AMENDMENT.](#)

Adopting Resolution No. 1277, approving an amendment to the Water Purchase Agreement dated September 28, 2004, with Poseidon Resources.

BOARD

ACTION:

**ADJOURNMENT TO THE HOUSING AND REDEVELOPMENT COMMISSION MEETING**

**CITY OF CARLSBAD**

**HOUSING AND REDEVELOPMENT COMMISSION MEETING**

**AGENDA**

**Special Meeting**

**September 26, 2006**

**6:00 P.M.**

CALL TO ORDER:

ROLL CALL:

**CONSENT CALENDAR:** *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

**WAIVER OF ORDINANCE TEXT READING:**

**This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.**

1. [AB #390 – GRANT OF EASEMENT.](#)

Adopting Resolution No. 428, granting an easement to San Diego Gas and Electric (SDG&E) Company for undergrounding utilities at Pine Avenue Park, and directing the City Clerk to record the easement.

COMMISSION

ACTION:

**PUBLIC HEARING:**

2. [AB #391 – NEW VILLAGE ARTS LEASE.](#)

To consider authorizing the execution of a lease agreement with New Village Arts for the Carlsbad Redevelopment Agency property located at 2787 State Street for the purpose of operating a performing arts theater in the Village Redevelopment Area.

Resolution No. 429.

COMMISSION

ACTION:

**ADJOURNMENT TO THE CONTINUATION OF THE CITY COUNCIL MEETING**

CONTINUATION OF THE CITY COUNCIL MEETING

**DEPARTMENTAL AND CITY MANAGER REPORTS:**

9. [AB #18,746 – REPORT ON PROPOSITION D.](#)

To consider receiving a report regarding the legal and fiscal impacts associated with Proposition D, “Preserve the Flower and Strawberry Fields and Save Carlsbad Taxpayers’ Money” Measure, scheduled for the November 7, 2006 Municipal Election.

COUNCIL

ACTION:

10. [AB #18,747 – COMPARATIVE ANALYSIS FROM THE CITIZENS’ COMMITTEE.](#)

To consider accepting the comparative analysis of Propositions D and E prepared by the Citizens’ Committee to Study the Flower Fields and the Strawberry Fields Area.

COUNCIL

ACTION:

PUBLIC COMMENT: Continuation of the Public Comments (if necessary)
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The remainder of the categories are for reporting purposes. In conformance with the Brown Act, no public testimony and no Council action can occur on these items.
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COUNCIL REPORTS AND COMMENTS: (\*=Appointed by other agency) (Revised 6/28/06)

Sigafoose	Buena Vista Lagoon JPA Carlsbad ConVis City/School Committee F.A.C.T. (Full Access and Coordinated Transportation Committee) North County Dispatch Joint Powers Authority (alternate) North County Transit District Board of Directors North County Transit District Monitoring Committee North County Transit District Governance Committee North County Transit District Station Area Use Master Plan Ad Hoc Committee SANDAG Board of Directors (alternate) (representing NCTD) SANDAG Transportation Committee (alternate) (representing NCTD) San Diego Consolidated Transportation Services Agency
Packard	Buena Vista Lagoon JPA City/School Committee EFJPA Encina Joint Powers (JAC) Encina Wastewater Authority League of California Cities - SD Division League of California Cities Transportation, Communication & Public Works Committee North County Dispatch Joint Powers Authority
Kulchin	American Coastal Coalition Board of Directors American Shore & Beach Preservation Association, Board of Directors CalCoast Board of Directors Carlsbad ConVis (alternate) Encina Joint Powers (JAC) Encina Wastewater Authority (EWA) North County Transit District (alternate) *San Diego Authority for Freeway Emergencies (SAFE) SANDAG Board of Directors (2 <sup>nd</sup> alternate) *SANDAG Shoreline Preservation Committee
Hall	Chamber of Commerce Liaison League of California Cities Revenue and Taxation Committee SANDAG Board of Directors SANDAG Regional Planning Committee
Lewis	Chamber of Commerce Liaison LAFCO Cities Advisory Committee *Metropolitan Water District Board of Directors North County Mayors and Managers SANDAG (1 <sup>st</sup> alternate) San Diego County Water Authority Board of Directors

CITY MANAGER COMMENTS:

CITY ATTORNEY COMMENTS:

**ANNOUNCEMENTS:**

This section of the Agenda is designated for announcements to advise the community regarding events that Members of the City Council have been invited to, and may participate in.

ADJOURNMENT.